

42750-121

9/2/2009

10/12



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

SEP 02 2009

OFFICE OF
PREVENTION, PESTICIDES AND
TOXIC SUBSTANCES

Mr. Morris Gaskins
Albaugh, Inc.
P.O. Box 2127
304 Janet Street, Suite H
Valdosta, GA 31604

Subject: Container Disposal Revision

Dear Mr. Morris:

The Agency is in receipt of your Application(s) for Pesticide Notification under Pesticide Registration Notice (PRN) 2007-4 dated August 14, 2008 for:

EPA Registration 42750-111
EPA Registration 42750-117
EPA Registration 42750-118

EPA Registration 42750-120
EPA Registration 42750-121 ✓
EPA Registration 42750-153

Imidacloprid 75 WP AG
Imidacloprid 75 WSP T&O
Imidacloprid 75WP T& O
Imidacloprid 75 WSP TC
Imidacloprid 75 ST
Imidacloprid 60WP GH

The Registration Division (RD) has conducted a review of this request for applicability under PRN 2007-4 and finds that the label change(s) requested falls within the scope of PRN-2007-4. The label has been date-stamped "Notification" and will be placed in our records.

If you have questions, call me at 703 305-5409 or electronically at daniel.dani@epa.gov

Sincerely,

Dani Daniel
Registration Division (7505P)
Insecticide/Rodenticide Branch

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NOTIFICATION



United States
Environmental Protection Agency
Washington, DC 20460
SEP 07 2009

<input type="checkbox"/>	Registration
<input type="checkbox"/>	Amendment
<input checked="" type="checkbox"/>	Other

OPP Identifier Number

Application for Pesticide - Section I

1. Company/Product Number 42750-121	2. EPA Product Manager V. Eagle	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Imidacloprid 75 ST	PM# 1	
5. Name and Address of Applicant (Include ZIP Code) Albaugh Inc. P.O. Box 2127 Valdosta, GA 31604-2127 <input type="checkbox"/> Check if this is a new address	6. Expedited Review. In accordance with FIFRA Section 3(c)(3) (b)(i), my product is similar or identical in composition and labeling to: EPA Reg. No. _____ Product Name _____	

Section - II

<input type="checkbox"/> Amendment - Explain below.	<input checked="" type="checkbox"/> Final printed labels in response to Agency letter dated _____
<input type="checkbox"/> Resubmission in response to Agency letter dated _____	<input type="checkbox"/> "Me Too" Application.
<input checked="" type="checkbox"/> Notification - Explain below.	<input type="checkbox"/> Other - Explain below.

Explanation: Use additional page(s) if necessary. (For section I and Section II.)

Label notification to revise Container Disposal instructions under PR Notice 2007-4 as amended April, 2008. This notification is consistent with the provisions of PR Notice 2007-4. This notification is consistent with the guidance in PR Notice 2007-4 and the requirements of EPA's regulations at 40 CFR 156.10, 156.140, 156.144, 156.146, and 156.156. No other changes have been made to the labeling or the confidential statement of formula of this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statement to EPA. I further understand that if the amended label is not consistent with 40 CFR 156.10, 156.140, 156.144, 156.146, and 156.156, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under section 12 and 14 of FIFRA.

Section - III

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		<input type="checkbox"/> Metal	<input checked="" type="checkbox"/> Plastic
* Certification must be submitted		If "Yes" Unit Packaging wgt.	No. per container	<input type="checkbox"/> Glass	<input type="checkbox"/> Paper
		If "Yes" Package wgt.	No. per container	<input type="checkbox"/> Other (Specify) _____	
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 2.5 gal, 30 gal, bulk		5. Location of Label Directions <input checked="" type="checkbox"/>	
6. Manner in Which Label is Affixed to Product <input checked="" type="checkbox"/> Lithograph <input type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled				<input type="checkbox"/> Other _____	

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application.)					
Name Morris Gaskins		Title Registrations Manager		Telephone No. (Include Area Code) 229-244-3288	
Certification I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.					6. Date Application Received (Stamped)
2. Signature 		3. Title Registrations Manager			
4. Typed Name Morris Gaskins		5. Date 8/14/09			

CORPORATE OFFICE

1525 NE 36th Street
Ankeny, IA 50021
515.964.9444 - Office
800.247.8013 - Toll Free
515.964.7813 - Facsimile

ALBAUGH, INC.

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Valdosta Office
P.O. Box 2127
304 Janet Street, Suite H
Valdosta, GA 31604
229.244.3288 - Office
229.244.5841 - Facsimile

Fed-X

August 14, 2009

Document Processing Desk (NOTIFY)
Office of Pesticide Programs (7504P)
U.S. Environmental Protection Agency
Room S-4900, One Potomac Yard
2777 South Crystal Drive
Arlington, VA 22202-4501

RE: PR Notice 2007-4

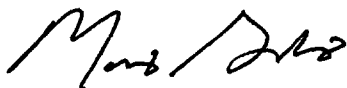
Dear Sirs,

The enclosed submissions for the below referenced registrations are label notifications in response to the Agency's PR Notice 2007-4 for Container Disposal revision.

PRODUCT	EPA REG. NO.
Imidacloprid 75 WP AG	42750-111
Imidacloprid 75WP T&O	42750-118
Imidacloprid 75WSP T&O	42750-117
Imidacloprid 75WSP TC	42750-120
Imidacloprid 75 ST	42750-121
Imidacloprid 60WP GH	42750-153

Please call if you have any questions.

Regards,



Morris Gaskins
Registrations Manager
Albaugh, Inc.

Agri Star[®]
By Albaugh, Inc.

PREMIER SUPPLIER OF OFF-PATENT CROP PROTECTION PRODUCTS

40912
NOTIFICATION

SEP 02 2009

EDITOR's NOTE: 8/14/09 "marked" draft label notification for PR Notice 2007-8 Container Disposal

IMIDACLOPRID 75 ST

INSECTICIDE FOR TREATMENT OF SEED

ACTIVE INGREDIENTS:

1-[(6-Chloro-3-pyridinyl)methyl]-N-nitro-2-imidazolidinimine 75.0%

OTHER INGREDIENTS: 25.0%

TOTAL: 100.0%

KEEP OUT OF REACH OF CHILDREN

CAUTION

FIRST AID	
IF SWALLOWED	<ul style="list-style-type: none"> • Call a poison control center or doctor immediately for treatment advice. • Have person sip a glass of water if able to swallow. • Do not induce vomiting unless told to do so by a poison control center or doctor. • Do not give anything by mouth to an unconscious person.
IF ON SKIN OR CLOTHING	<ul style="list-style-type: none"> • Take off contaminated clothing. • Rinse skin immediately with plenty of water for 15 to 20 minutes. • Call a poison control center or doctor for treatment advice.
IF INHALED	<ul style="list-style-type: none"> • Move person to fresh air. If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth to mouth if possible.
IF IN EYES	<ul style="list-style-type: none"> • Hold eye open and rinse slowly and gently with water for 15 to 20 minute. Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye. • Call a poison control center or doctor for treatment advice.
In case of emergency call CHEMTREC toll free at 1-800-424-9300. Have a product container or label with you when calling a poison control center or, doctor, or going for treatment.	
Note to Physician: No specific antidote is available. Treat the patient symptomatically.	

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

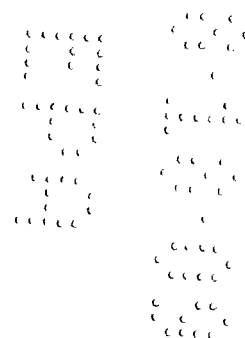
CAUTION. Harmful if swallowed, absorbed through skin or inhaled. Avoid breathing vapor or spray mist. Wash thoroughly with soap and water after handling. Remove contaminated clothing and wash before reuse.

EPA Reg. No. 42750-121

EPA Est. No. xxxxxx-xx-xxx

NET CONTENTS:

Manufactured For:
ALBAUGH, INC.
ANKENY, IA 50021



ENVIRONMENTAL HAZARDS

This product is highly toxic to birds and aquatic invertebrates. For terrestrial uses, do not apply directly to water, or to areas where surface water is present or to intertidal areas below the mean high water mark. Do not contaminate water when disposing of equipment washwaters. Cover or incorporate spilled treated seeds. Plant end rows last to cover any exposed seeds.

STORAGE AND DISPOSAL

STORAGE: Store in a cool place. Do not store in direct sunlight. Protect from freezing temperatures.

PROHIBITIONS: Do not contaminate water, food or feed by storage, disposal, or by cleaning of equipment. Do not reuse empty container. Open dumping is prohibited.

PESTICIDE DISPOSAL: Wastes resulting from the use of this product may be disposed of on site or at an approved waste disposal facility.

CONTAINER DISPOSAL: Completely empty container into application equipment by tapping sides to dislodge residues. Then dispose of in a sanitary landfill, or incineration, or, if allowed by state and local authorities, by burning. If burned, stay out of smoke.

CONTAINER DISPOSAL [For product packaged in plastic container]:

Non-refillable container. Do not reuse or refill this container. Offer for recycling, if available. Triple rinse container (or equivalent) promptly after emptying.

Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank and drain for 10 seconds after the flow begins to drip. Fill the container 1/4 full with water and recap. Shake for 10 seconds. Pour rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Drain for 10 seconds after the flow begins to drip. Repeat this procedure two more times.

CONTAINER DISPOSAL [For product packaged in water-soluble packaging]:

Completely empty bag into application equipment. Then dispose of in a sanitary landfill or by incineration, or, if allowed by State and local authorities, by burning. If burned, stay out of smoke.

DIRECTIONS FOR USE

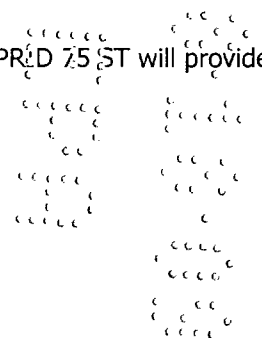
It is a violation of Federal law to use this product in a manner inconsistent with its labeling.

For use in commercial seed treaters only. Not for use on agricultural establishments in hopper-box, slurry-box, or other seed treatment applications at, or immediately before, planting. This product is to be used in treaters designed for pelleting or coating seed. Mix thoroughly before use or use entire container at one time. All mixes should be pre-tested to determined physical compatibility between formulations. Observe all cautions and limitations on labeling of all products used in mixtures.

STORED SEED PROTECTION:

Applied at labeled rates equal to or above 0.67 oz. per hundredweight, IMIDACLOPRID 75 ST will provide protection to seed against injury from the following insects:

Indian Meal Moth (*Plodia interpunctella*)



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Rice Weevil (*Stilophilus oryzae*)
Red Flour beetle (*Tribolium castaneum*)
Lesser Grain Borer (*Rhizopertha dominica*)

It is recommended that seed with existing populations of stored grain pest be fumigated prior to treating and bagging of seed.

For Early Season Protection Against Certain Sucking Insects:

IMIDACLOPRID 75 ST will aid in the protection of seeds and seedlings against injury by certain early season insects.

CANOLA, RAPESEED:

To provide early season protection of seedlings against injury by:

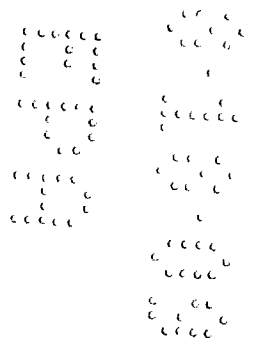
Aphids
Flea beetle
Wireworm

Apply 8.53 to 21.3 ounces per hundredweight of seed prior to planting. In areas where flea beetles and foliar insects are in high numbers, the higher application rate is recommended. Please consult your local agricultural office for pest patterns, history, and forecasts to assist in determining the appropriate rate for your region.

For suppression of:

Lygus bugs (including *Lygus* spp., in their second generation)
Cabbage Seedpod Weevil larvae (including *Ceutorhynchus assimilis*)

Apply 12.8 to 21.3 ounces per hundredweight of seed.



FIELD CORN:

For the protection of corn plants from the corn insect pests listed below. Apply as a seed treatment at the recommended rates listed.

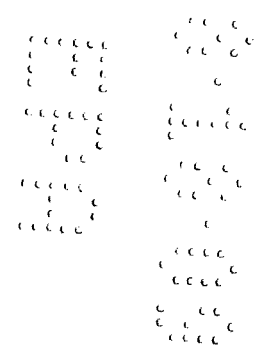
PEST	IMIDACLOPRID 75 ST	
	MG AI/KERNEL	OZ./80,000 UNIT OF SEED
Corn root worm (including Northern, Western, Southern and Mexican) ¹ Flea beetle Chinch bug Southern green stinkbug White grub Seed corn maggot Thrips Wireworm Corn leaf aphid Imported fire ant Southern corn leaf beetle Bill bug ² Grape colaspis ² Black cutworm ³	1.34	5.0
Flea beetle Chinch bug Southern green stinkbug Seed corn maggot Thrips Wireworm Corn leaf aphid Imported fire ant Grape colaspis ² White grub	0.6	2.24
Seed corn maggot (seed protection only) Wireworm (seed protection only) Flea beetle (through 1 leaf stage) Imported fire ant White grub ⁴	0.16	0.6

¹In areas of heavy to severe com rootworm populations, protection will not be adequate. Use only in areas of light to moderate com rootworm populations. Consult your State Agricultural Extension Service on levels of com rootworm populations.

² Reduces early season feeding damage.

³ Will reduce feeding damage caused by leaf feeding black cutworms that are 1/j inch or less in length.

⁴ Reduces feeding damage during emergence and seedling stages.



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WHEAT, BARLEY, TRITICALE:

To provide early season protection of seedlings against injury by:

- Aphids (including Bird cherry-oat, English grain, Greenbug, and Russian wheat aphid)
- Hessian fly
- Wireworms

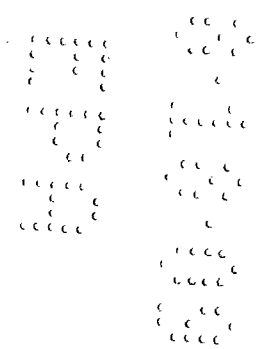
Apply 0.67 - 2.0 ounces per hundredweight of seed prior to planting. Ensure thorough coverage.

Low use-rate for "wireworm-only" protection:

Apply 0.11 - 0.22 oz. per hundredweight of seed to suppress wireworm activity on seed and young seedlings.

Early season protection from grasshopper damage:

Apply to seed at 1.0 - 2.0 oz. per hundredweight. To reduce early season damage caused by grasshopper, IMIDACLOPRID 75 ST treated seed may be planted as a 50 to 60 foot border around the edges of the field. Consult your local university extension entomologist for details regarding grasshopper control in your area. For maximum effectiveness, seed should be treated uniformly. Ensure thorough coverage. Use the higher rate to provide increased length of protection and from heavy insect pressure and from wireworms, and to reduce potential spread of Barley yellow dwarf virus due to aphid vectors. Do not graze or feed livestock on treated areas for 45 days after planting.



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SORGHUM:

To provide early season protection of seedlings against injury by:

- Aphids (including Corn leaf, English grain,
Greenbug, and Yellow sugar cane aphid)
- Chinch bugs
- Fire ants
- Wireworms

Apply 5.3 ounces per hundredweight of seed prior to planting.

Ensure thorough coverage. Do not graze or feed livestock on treated areas for 45 days after planting.

COTTON (Delinted Seed Only):

To provide early season protection of seedlings against injury by:

- Thrips
- Aphids

Apply 10.72 ounces per hundredweight of seed prior to planting. Ensure thorough coverage.

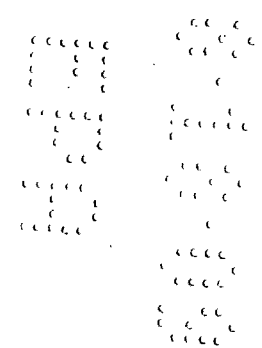
SUGARBEET:

To provide early season protection of seedlings against injury by:

- Aphids
- Leafhoppers (including to reduce potential for spread of Curly top and Yellow mosaic virus due to aphid and leafhopper vectors)
- Root aphid
- Thrips
- Whitefly
- Wireworms

Apply as a commercial seed treatment in a water slurry containing 2.0 to 4.25 ounces of IMIDACLOPRID 75 ST in or on a unit of pelleted sugarbeet seed with a weight ratio of 2:1 pelleting mixture to raw seed (seed count 100,000 - approximately 1 kilogram by weight) at the rate of 2.0 ounces per unit.

If rates exceed 2.0 ounces per unit, seed must be pelleted. Film coat application and pelleting companies must be approved by Albaugh.



SWEET CORN:

For the protection of sweet corn plants from the insect pests listed below. Apply as a seed treatment at the recommended rates listed.

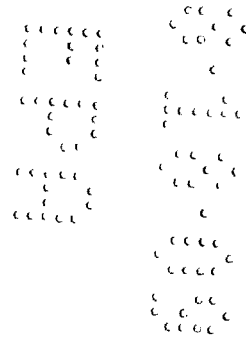
PESTS	IMIDACLOPRID 75 ST OZ./CWT OF SEED
Flea beetle Early season corn leaf aphid Imported Fire Ant Seed corn maggot Wireworm	2.67 - 5.33
Seed corn maggot (seed protection) Wireworm (seed protection)	1.33 - 2.67
Wireworm (seed protection)	0.67-1.33

ADZUKI BEAN, ASPARAGUS BEAN, BROAD BEAN (succulent or dry), CATJANG BEAN, CHINESE LONGBEAN, FIELD BEAN, GUAR BEAN, JACKBEAN, KIDNEY BEAN, LABLAB BEAN, LIMA BEAN (succulent or dry), MOTH BEAN (succulent or dry), MUNG BEAN, NAVY BEAN, PINTO BEAN, RICE BEAN, RUNNER BEAN, SNAP BEAN, SWORD BEAN, TEPARY BEAN, URE BEAN, WAX BEAN, YARDLONG BEAN, BLACKEYED PEA (succulent or dry), CHICKPEA, COWPEA (succulent or dry), CROWDER PEA, DWARF PEA, EDIBLE-POD, ENGLISH PEA, FIELD PEA, GARDEN PEA, GREEN PEA, PIGEON PEA (succulent or dry), SNOW PEA, SOUTHERN PEA (succulent or dry), SUGAR SNAP PEA, GRAIN LUPIN, SWEET LUPIN, WHITE LUPIN, WHITE SWEET LUPIN, LENTIL:

To provide early season protection of seedlings against injury by:

- Wireworm
- Bean leaf beetle
- Imported fire ant
- Aphid

Apply as a commercial seed treatment at 1.33 - 2.67 oz. per hundredweight of seed prior to planting.



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ROTATIONAL PLANT-BACK INTERVALS*

Treated areas may be replanted with any crop specified on an imidacloprid label, or any crop for which a tolerance exists for the active ingredient, as soon as practical following the last application. The following plant-back intervals should be observed for listed crops:

IMMEDIATE PLANT-BACK		30-DAY PLANT-BACK
Artichoke	Mustard Seed	Cereals, including: buckwheat millet oats rice rye Safflower Soybean
Barley	Okra	
Brassica (cole) leafy veg.	Pepinos	
Canola	Pepper	
Cilantro	Popcorn	
Com, Field	Potato	
Com, Sweet	Rapeseed	
Cotton	Sorghum	
Cranberry	Strawberry	
Cucurbits	Sugarbeet	
Eggplant	Tomatillo	
Ground cherry	Tomato	
Leaf petiole veg.	Triticale	
Leafy veg.	Veg. Root and Tuber	
Legume veg. (succulent or dried, except soybean)	Watercress	
	Wheat	

- * Cover crops for soil building or erosion control may be planted any time, but do not graze or harvest for food or feed.
- * For all other crops not listed on an Imidacloprid label, or for crops for which no tolerance for the active ingredient has been established, a 12-month plant-back interval should be observed.

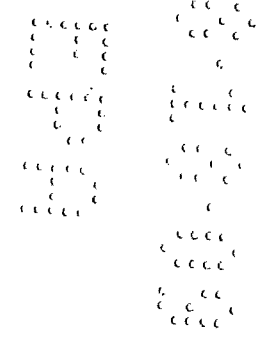
NOTIFICATION of the crop rotational restriction must be conveyed to the grower by appropriate seed tag labeling or bag printing on all seed units.

NOTE: The purchaser of this product is responsible for ensuring that all seed treated with this product are adequately dyed with a suitable color to prevent its accidental use as food for man or feed for animals. Refer to 21 CFR, Part 2.25. Any dye or colorant added to treated seed must be cleared for use under 40 CFR, Part 180.1001. Federal regulations have established official tolerances for certain pesticide residues. In order that residues on food and forage crops will not exceed established tolerances, use only at recommended rates. Do not over treat seed with IMIDACLOPRID 75 ST.

Treated seed must not be used for or mixed with food or animal feed or processed for oil. Seed commercially treated with IMIDACLOPRID 75 ST must be labeled in accordance with all applicable requirements of the Federal Seed Act.

Labels for commercially treated seed should include the following addition to the Environmental Hazards statements:

Exposed treated seed may be hazardous to birds. Dispose of all excess treated seed and seed packaging by burial away from bodies of water. Cover or incorporate spilled treated seeds.



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CONDITIONS OF SALE AND LIMITED WARRANTY STATEMENT

Treatment of highly mechanically damaged seed, or seed of known low vigor and poor quality, may result in reduced germination and/or reduction of seed and seedling vigor. Treat and conduct germination tests on a small portion of seed before committing the total seed lot to a selected chemical treatment. Due to seed quality conditions beyond the control of Gustafson LLC, no claims are made to guarantee germination of carry-over seed.

As Its sole express warranty, Gustafson LLC warrants that this product conforms to the chemical description on the label and is reasonably fit for purposes stated on the label only when used in accordance with directions and instructions specified on the label, subject to the inherent risks set forth above. ONLY AS PERMITTED BY APPLICABLE LAW, IN THE EVENT OF A BREACH OF THIS LIMITED WARRANTY, GUSTAFSON LLC SHALL NOT BE LIABLE FOR CONSEQUENTIAL DAMAGES. SUBJECT TO APPLICABLE LAW, GUSTAFSON LLC NEITHER MAKES NOR AUTHORIZES ANY OF ITS AGENTS OR REPRESENTATIVES TO MAKE ANY WARRANTY OF FITNESS OR MERCHANTABILITY, GUARANTY OR REPRESENTATION, EXPRESS OR IMPLIED, CONCERNING THIS MATERIAL. Buyer assumes the responsibility to handle, use, and store this product in accordance with safety instructions and use directions contained on the label.

Buyer/User purchases this product subject to the foregoing Conditions of Sale and Limited Warranty which, subject to applicable law, may be varied only by a written agreement signed by a duly authorized representative of Gustafson LLC. If these terms are not acceptable, return all products to the place of purchase, unopened for a full refund.

